

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

OCT 18 2005

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
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ROY RODGERS,)	
Petitioner,)	Civil Action No. 7:05CV00587
)	
v.)	<u>ORDER</u>
)	
GENE JOHNSON,)	By: Hon. Glen E. Conrad
Respondent.)	United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that the petition for writ of habeas corpus filed by the petitioner shall be **DISMISSED** and **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the petitioner and counsel of record for the respondent.

ENTER: This 18th day of October, 2005.

[Signature]

United States District Judge